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1 to MOTOR VESSEL CAPE VIEWER.

2 Q And did that include correspondence with
3 the technical manager and the P & I Club?

4 A Looks like it. Actually, no, sorry.
5 Commercial manager.

6 Q And who was the commercial manager again?

7 A Vista Shipping, and further, Columbus.

8 Q In paragraph 10 we asked for all
9 documents relating to any vessel purchased by Freight
10 Bulk, including but not limited to loan agreements,
11 preferred ship mortgage, applications for credit and
12 bank tracking transfers.

13 Do you see that?

14 A Yes.

15 Q Were there any preferred ship mortgages
16 or loan agreements?

17 A Of course there were. Between Freight
18 Bulk?

19 Q Yes.

20 A Yes.

21 Q And who was the loan agreement with?

22 A With Sea Traffic.

23 Q And can you look in the packet of
24 documents and point to me where the loan agreement is.

25 I will represent to you, I looked through

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1 Exhibit 4 and I don't see a loan agreement.

2 A Ah, sorry, I'm mistaken, yeah.

3 Q So there was no loan agreement?

4 A No, I just didn't -- I have seen the
5 document, but -- yeah, I was wrong.

6 (Discussion off the record)

7 MR. CHALOS: What we'll do is we'll try
8 overnight to see if there is a loan agreement. If
9 there is, we'll give it to you right away.

10 MR. BENNETT: Okay.

11 MR. CHALOS: I'm not sure there is one or
12 isn't one. But if there is one, and it hasn't been
13 located, we'll find it.

14 BY MR. BENNETT:

15 Q In paragraph 11 we had requested
16 correspondence between you and your father relating to
17 charters and vessels. Did you correspond with your
18 father by e-mail?

19 A No.

20 Q No.

21 Can you read request number 12 to
22 yourself. And when you're done, just let me know.

23 A Yup.

24 Q Do you understand what that request is
25 looking for?

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1 A Of course I do.

2 Q It's clear what it's looking for?

3 A Yeah.

4 Q It's looking for your banking records;
5 correct?

6 A Yeah.

7 Q And contained within Exhibit 4, do you
8 see any records of banking other than for the SWIFT to
9 purchase the CAPE VIEWER?

10 A No.

11 Q You did not produce for me your personal
12 bank accounts?

13 A (Shaking head).

14 THE COURT REPORTER: Is that no?

15 THE WITNESS: No, I did not produce.

16 BY MR. BENNETT:

17 Q How did you come to know that ICI is
18 still an active company?

19 A I think I knew it -- I don't know.

20 Q ICI was -- is a Marshall Islands company;
21 correct?

22 A It was a Marshall Islands company, yeah.

23 Q But it's not actively doing business. It
24 may be part of -- it may still exist under the books of
25 the Marshall Islands, but it's not doing business;

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1 correct?

2 A I don't know. I cannot comment on this
3 because I don't -- I can only guess.

4 Q Since you began operating Vista Shipping
5 Limited, have you sold any shares or stock in Vista to
6 anyone?

7 A No. No, I -- I sold Vista shares to
8 HACHI Holding.

9 Q HACHI Holding, where -- do you keep their
10 corporate books?

11 A Yeah.

12 MR. BENNETT: I'm going to take a
13 five-minute break. We may be closing in on it. Okay?

14 MR. CHALOS: Okay.

15 (Recess)

16 MR. BENNETT: Sir, I hope to finish in
17 the next two or three minutes. Just some quick
18 follow-up.

19 BY MR. BENNETT:

20 Q You had mentioned that you had received a
21 loan or -- strike that.

22 New question.

23 You had mentioned that your mom had lent
24 you a million dollars cash?

25 A Not exactly. I don't recall exact

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1 amount, yeah.

2 Q But that was in U.S. dollars?

3 A Yes, in U.S. dollars, yeah.

4 Q And U.S. dollars are not permitted to be
5 held in a Ukrainian account; correct?

6 A No.

7 I'm not sure how it is today.

8 When U.S. dollars arrive from foreign
9 bank to Ukraine, to a corporate entity, they
10 automatically convert it either 50 percent of the
11 amount or 100 percent.

12 Q So when your mother lent you the money,
13 where did the money come from and where did it go to?

14 A The money came from her house.

15 Actually, I don't know. I think she has
16 a deposit box, a deposit box at the bank, but I took
17 them from her house. And, thereafter, I brought
18 them -- in Ukraine, there are companies like exchanges
19 who can convert wire to cash or cash to wire, and
20 that's it. And you give them cash and you instruct
21 them where to pay, and that's it. That's it.

22 Q The --

23 A Some of the funds --

24 Sorry to interrupt you.

25 Some of the funds, I think, to the best

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1 of my recollection, I paid for one bunker supply. I
2 paid cash, also, because at that time it was -- I was
3 not organized, no. It was just rush. You know, I
4 wanted to do business; I have not everything in place;
5 I have worthless couple of computers and, you know.
6 And so some of that amount was paid to bunkers supply
7 probably to Ukrainian company and some converted into
8 wires.

9 Q I'll admit that I'm unfamiliar with the
10 idea of having a registered address and then your
11 residence address, but am I correct that your mom and
12 your dad and yourself have a registered address with
13 your grandparents in Armeyskaya?

14 A Yeah, registered address is all the same,
15 yeah.

16 Q Okay. Is that your father's father or
17 your mother's father?

18 A This is my father's father, yeah.

19 Q And then where does your father live in
20 relationship to where you live? Same town?

21 A All of us live in the same town, yeah.

22 Q Your mom, dad, and yourself all live in
23 the same town?

24 A Yeah.

25 Q And how often do you see your dad?

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1 A Once in a week, once in two weeks
2 roughly. Recent times, he's traveling a lot. He's not
3 in town quite often.

4 I think maybe in the month, two -- I
5 would say two weeks or at least ten days he's out. So
6 I'm really --

7 Q Do you know if he works for a company?

8 A He is retired. He's not working
9 day-to-day, that's for sure.

10 Q But does he --

11 A That's per my knowledge.

12 Q But does he work at all for anybody?
13 Does he consult at all in the shipping
14 industry or do anything like that?

15 A He -- he doesn't work himself I would
16 say. To my knowledge, he's not involved in any
17 business on -- regular, day-to-day business.

18 Q And do you have any residence outside of
19 the Ukraine?

20 A Residence outside of Ukraine? You mean
21 house or apartment?

22 Q Yeah.

23 A No.

24 Q What about your parents, do they have any
25 property outside the Ukraine?

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1 A My mother has property outside.

2 Q And where?

3 A In Spain.

4 I don't know, maybe -- maybe my father
5 has something else, but I'm not aware about this. He
6 has some property in Greece, as far as I recall, but I
7 don't know the details. If it is still there, if it is
8 sold, I don't know.

9 MR. BENNETT: I don't think I have any
10 further questions.

11 But just for the record, George, I would
12 ask that you reconsider the responses to the Requests
13 for Production of documents.

14 I think based upon the Judge's comments
15 that Vista should have, at the very least, produced
16 documents. And as a shareholder of ICI, there should
17 have been a further look for documents. It doesn't
18 sound like any investigation went into getting those
19 documents and I would ask that you reconsider your
20 objections and provide those documents.

21 We reserve all our rights. We didn't
22 receive the written responses until this morning. Had
23 we have received them yesterday, we probably would have
24 made a Motion to Compel. But I wanted to get the
25 deposition done. But I ask you to reconsider those

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1 and -- I'm done.

2 THE WITNESS: Thank you.

3 MR. BENNETT: Thank you.

4 (Whereupon, the deposition was concluded
5 at 4:55 p.m.)
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1 COMMONWEALTH OF VIRGINIA AT LARGE, to wit:

2 I, Kerry E. Zahn, RMR-CRR, Notary Public for
3 the Commonwealth of Virginia at Large, of qualification
4 in the Circuit Court of the City of Norfolk, Virginia,
5 and whose commission expires March 31, 2017, do hereby
6 certify that the within named deponent, VIKTOR
7 BARANSKY, appeared before me at Norfolk, Virginia, as
8 hereinbefore set forth, and after being first duly
9 sworn by me, was thereupon examined upon his
10 oath by counsel for the parties; that his
11 examination was recorded in Stenotype by me and reduced
12 to computer printout under my direction; and that the
13 foregoing constitutes a true, accurate and complete
14 transcript of such proceeding.

15 I further certify that I am not related to nor
16 otherwise associated with any counsel or party to this
17 proceeding, nor otherwise interested in the event
18 thereof.

19 Given under my hand and notarial seal this
20 12th day of December, 2013, at Norfolk, Virginia.

21
22
23
24
25

Kerry E. Zahn RMR-CRR
Notary Registration No. 209810

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